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STATE OF DELAWARE
BOARD OF DENTISTRY AND DENTAL HYGIENE

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PUBLIC MEETING MINUTES:	BOARD OF DENTISTRY AND DENTAL HYGIENE EXAM APPEAL HEARING
MEETING DATE AND TIME:	Thursday, October 26, 2016 at 6:00 p.m.
PLACE:	Division of Professional Regulation 861 Silver Lake Blvd., Conference Room A Cannon Bldg., Dover, Delaware 19904
MINUTES FOR APPROVAL:	December 15, 2016

MEMBERS PRESENT

Dr. Brian McAllister, DMD, Professional Member, President
Dr. Thomas A. Mercer, DDS, Professional Member, Secretary
Dr. Lucinda Bunting, DMD, Professional Member
Dr. Bruce Matthews, DDS, Professional Member
Dr. Charles Labin, Appeal Panel Professional Member
Dr. Thomas Kuon, Appeal Panel Professional Member
Madeyn Nellius, Appeal Panel Public Member

MEMBERS ABSENT

There were no members absent.

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Jennifer Witte, Administrative Specialist II
Jennifer Singh, Deputy Attorney General

OTHERS PRESENT

Jian Ying Lemper
Glenn Brown, DMD, Esq.
Michael Lemper

CALL TO ORDER

Dr. McAllister called the meeting to order at 6:30 p.m.

New Business

Dental Exam Appeal Hearing – Jian Ying Lemper

The hearing went on record at 6:31 p.m. The Board members were introduced. The Appeal Panel members were introduced. Ms. Singh stated that today's hearing was held at the request of Dr. Jian Ying Lemper, based on her failure of the Delaware dental examination that took place on June 5-6, 2016. Ms. Singh marked as Appeal Exhibit 1: Examination Guidelines for the examiners, the June 2016 Examination schedule and candidate letter, the Candidate examination package, the exam score sheets for Jian Ying Lemper and the letter noticing Dr. Lemper of the Appeal Panel hearing. Ms. Singh stated that Dr. Lemper received a total score of 65 after averaging the scores given by the four examiners. The four examiners were Dr. Brian McAllister, Dr. Thomas Mercer, Dr. Lucinda Bunting and Dr. Bruce Matthews. Each examiner gave the candidate a total score of 65. Ms. Singh stated that an applicant must receive a score of 75 or higher in order to pass the exam. Dr. Lemper, due to a failing score, did not meet the qualifications for licensure set forth in the Board's statute.

Dr. McAllister was sworn in and testified that the purpose of the clinical examination is to test for competence. He stated how the candidates are scored in each section of the examination. There were four examiners for the examination and their scores are tallied and averaged. Dr. McAllister was then questioned by Dr. Lemper's attorney about calibration exercises to standardize the examination. The last calibration exercise occurred early in 2015 after Dr. Matthews was appointed to the Board. Dr. McAllister went through the individual sections of Dr. Lemper's examination and her scores for each. Dr. Lemper failed the crown preparation as well as the radiograph portion. Dr. McAllister was questioned in depth on the crown preparation and tools that were used for measurement.

Dr. Mercer was sworn in and testified in regards to the examination and the calibration exercise. He then stated how he scored Dr. Lemper in each section of the examination with emphasis on the margin placement.

Dr. Lemper was sworn in and testified on her actions during the examination with emphasis on the crown preparation. She stated her desire to become a dentist in Delaware. Her husband is also a dentist. They would like to work together caring for children. Dr. Lemper was questioned by members of the Appeal Panel.

Ms. Witte was sworn in and testified that a candidate may take the examination in Delaware three times.

The Appeal Panel entered into deliberations.

After deliberating, a motion was made by Ms. Nellius, seconded by Dr. Labin, to deny the appeal of Dr. Lemper. The motion unanimously carried.

The hearing adjourned and went off record at 8:20 p.m.

Verbatim testimony was taken by a court reporter.

ADJOURNMENT

There being no further business, a motion was made by Dr. McAllister, seconded by Dr. Bunting, to adjourn the meeting at 8:21p.m. The motion unanimously carried.

Respectfully submitted,

Jennifer L. Witte

Administrative Specialist II